

US DISTRICT COURT DEPARTMENT
MASSACHUSETTS DIVISION
DOCKET #: 1:05-cv-10434-GAO

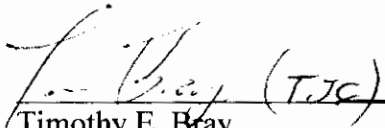
RIZZARI CONSTRUCTION,)
Plaintiff)
v.)
GRANITE INDUSTRIAL GASES)
INC., and TODD MILLER,)
individually)
Defendants)

ASSENTED MOTION TO CONTINUE

Now comes the plaintiff and respectfully requests that this honorable court
continue the **schedule conference on August 3, 2005 to August 24, 2005**. As reasons
therefore, the plaintiff states the following:


1. Plaintiff's Counsel will be on a family vacation out of the state on the scheduled trial date.
2. The Defendant's attorney has been notified of this motion and assents.
3. This is the first continuance of this scheduling conference requested by counsel for the plaintiff.

Respectfully Submitted,
Granite Industrial Gases Inc. and
Todd Miller
By Their Attorney,

 (T.E.B.)

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Respectfully Submitted,
Rizzari Construction,
By Its Attorney,



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Dated: June 14, 2005